

INFORMATION SHEET**DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE,
INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID
WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S. ARMY CORPS OF ENGINEERS****DISTRICT OFFICE:** Detroit District 13-Dec-05**FILE NUMBER:** 05-145-062-0**PROJECT REVIEW/DETERMINATION
COMPLETED:** **In the office** **Y** **Date:** 12-Dec-05
(Y/N)**At the project** **Y** **Date:** 23-Aug-05
site (Y/N)**PROJECT LOCATION INFORMATION:**

State: Indiana

County: Lake

Center coordinates of site by latitude & longitude lat:41-26-9.3840 lon:87-28-11.9640
coordinates:Approximate size of site/property (including uplands) in 10 acres
acres

Name of waterway or watershed: Isolated Wetlands near St. John Ditch

Type of Aquatic Resource ¹ :	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unkno wn
Lake									
River									
Stream									
Mudflat									
Sandflat									
Wetlands	X								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?		X			
¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.					

TYPE OF DETERMINATION: **Preliminary** **Or Approved** **X**

ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 site conditions; paragraphs 2-3 rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 site information on waters of the U.S. occurring onsite):

Five wetlands comprising 0.45 acres were delineated on the 10-acre parcel. The wetlands were surrounded by upland and not hydrologically connected to a water of the United States. Subsequently, the 0.45 acres of wetland is considered isolated and not within the Corps' jurisdiction (SWANCC decision).

